

SABRINA P. SHROFF

ATTORNEY AT LAW

80 BROAD STREET
NEW YORK, NEW YORK 10007
TELEPHONE: (646) 763-1490

November 1, 2021

ECF

Honorable Jesse M. Furman
United States District Judge
Southern District of New York
Thurgood Marshall Courthouse
40 Foley Square
New York, New York 10007

Re: *United States v. Joshua Adam Schulte*, 17 Cr. 548 (JMF)

Dear Judge Furman,

We write as stand-by counsel to Mr. Schulte to advise that Court that Mr. Schulte is unable to comply with the Court's order of October 28, 2021, directing him to file a status letter by November 5, 2021. *See* Docket Entry # 570.

On October 22, Mr. Schulte drafted a letter to the Court explaining that he had no access to his discovery since his move from the MCC to the MDC on October 17. As standby counsel, we intended to discuss the letter with Mr. Schulte before filing it with the Court on his behalf. Through no fault of his own, however, Mr. Schulte was not produced to the SCIF last week, and we were unable to meet with him during the week of October 24. Nor, despite many requests, was Mr. Schulte able to schedule a legal call with us until October 29, by which point the Court had already issued its order.

When we spoke to Mr. Schulte on October 29, he informed us that he had no access to a law library. As best he knows, the MDC has yet to build a law library for detainees held on special administrative measures. Mr. Schulte cannot make use of the hard drive on which his discovery is stored because no one at the MDC has charged the drive or the laptop that he uses for discovery review. Without access to the hard drive, he cannot draft motions, file briefs in reply to the government's opposition papers, or prepare the status letter as directed by the Court. Accordingly, Mr. Schulte respectfully requests the opportunity to appear before the Court before the scheduled status conference on November 8 so that he may be heard on the issues that hinder his ability to comply with the Court's order.

Respectfully submitted,

/s/

Sabrina P. Shroff

Deborah A. Colson

Standby Counsel for Joshua A. Schulte

cc: Joshua A. Schulte (by regular mail)
Government counsel (via ECF)